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8           **UNITED STATES DISTRICT COURT**  
9           **CENTRAL DISTRICT OF CALIFORNIA**

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11 A.H., a minor, individually and as  
12 successor in interest to decedent,  
13 Richard Hayes, by and through his  
14 Guardian ad Litem, Tiffany Hayes;  
15 SOPHIA HAYES, individually and as  
16 successor in interest to decedent,  
17 Richard Hayes, Tiffany Hayes; and  
TIFFANY HAYES, individually and as  
successor in interest to decedent,  
Richard Hayes,

18                 Plaintiffs,

19                 vs.

20                 COUNTY OF LOS ANGELES, et al.,

21                 Defendants.

22                 Case No.: 2:22-CV-03671 WLF (ASx)

23                 **[PROPOSED] ORDER**  
**APPROVING PLAINTIFFS'**  
**UNOPPOSED EX PARTE**  
**APPLICATION FOR**  
**COMPROMISE OF THE CLAIMS**  
**OF MINOR PLAINTIFF A.H.**

## [PROPOSED] ORDER

2 This Court, having considered Timothy Janson's Petition for Compromise of  
3 the Claims of minor Plaintiff A.H., and GOOD CAUSE appearing therefore, hereby  
4 **GRANTS** the Petition and makes the following orders:

1. The settlement of minor A.H.’s action against the Defendants in the net amount of \$203,393.69 is hereby approved.
  2. Defendants, through counsel, shall prepare and deliver the drafts for the gross settlement proceeds in the amount of \$975,000 no later than forty-five (45) days from the date of this Order, payable as follows:
    - a) Defendants will purchase a structured annuity for the minor Plaintiff A.H. in the amount of \$203,393.69 from Pacific Life & Annuity Services, Inc. (hereinafter referred to as “Assignee(s)”), which will provide periodic payments to be made by Pacific Life Insurance Company (hereinafter referred to as “Annuity Carrier(s)”) rated A+ Class XV by A.M. Best Company. Defendants shall ensure that the annuity is funded within 45 days of the issuance of this Order.
    - b) Within 45 days of the signing of this Order, a draft for \$771,606.31 shall be made payable to the “Law Offices of Dale K. Galipo, Client Trust Account.” These funds shall be used to satisfy the following: (1) contingency attorneys’ fees owed by the four plaintiffs in the total amount of \$341,250, which is 35% of the gross settlement; (2) the advanced litigation costs (\$23,568.93); (3) the net settlement amount to the adult plaintiffs, Tiffany Hayes (\$203,393.69) and Sophia Hayes (\$203,393.69).
  2. For A.H., annuity Carrier(s) shall provide periodic payments in accordance with “Exhibit A” to the Declaration of Renee V. Masongsong and as set forth as follows:

1           \$20,000.00 Lump Sum Payment on 7/04/2027  
2           \$20,000.00 Lump Sum Payment on 7/04/2029  
3           \$25,000.00 Lump Sum Payment on 7/04/2031  
4           \$35,000.00 Lump Sum Payment on 7/04/2033  
5           \$199,250.00 Lump Sum Payment on 7/04/2035

6         4. All sums and periodic payments set forth in the section entitled  
7 Payments constitute damages on account of personal injuries or illness, arising from  
8 an occurrence, within the meaning of Section 104(a)(2) of the Internal Revenue  
9 Code of 1986, as amended.

10        5. Disbursement drafts will be made payable to and will begin being  
11 issued directly to A.H. upon reaching the age of maturity according to the payment  
12 schedule as set forth above and in “Exhibit A” to the Declaration of Renee V.  
13 Masongsong filed concurrently herewith.

14        6. Defendants will make a “qualified assignment” within the meaning of  
15 Section 130(c), of the Internal Revenue code of 1986, as amended, to Assignee(s),  
16 of the Defendants’ liability to make the periodic payments as described above and in  
17 “Exhibit A” to the Declaration of Renee V. Masongsong. Such assignment, when  
18 made, shall be accepted by Plaintiff A.H. without right of rejection and shall  
19 completely release and discharge Defendants from such obligations hereunder as are  
20 assigned to Assignee(s).

21        7. Defendants and/or Assignee(s) shall have the right to fund its liability  
22 to make periodic payments by purchasing a “qualified funding asset,” within the  
23 meaning of Section 130(d) of the Code, in the form of an annuity policy from the  
24 Annuity Carrier(s).

25        8. The Assignee(s) shall be the owner of the annuity policy or policies,  
26 and shall have all rights of ownership.

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1       9. The Assignee(s) may have Annuity Carrier(s) transmit payments  
2 directly to A.H. as set forth above. Timothy Janson (until Plaintiff A.H. reaches the  
3 age of majority) and then A.H. shall be responsible for maintaining the currency of  
4 the proper mailing address and mortality information to Assignee(s).

## **IT IS SO ORDERED.**

Dated: \_\_\_\_\_, 2025

Honorable Wesley Hsu  
United States District Court  
Central District of California